

# **2020-UNAT-1010, Richards**

## UNAT Held or UNDT Pronouncements

UNAT held that the Appellant had failed to follow the procedural requirements for an appeal. UNAT noted that the Appellant contested a decision of the Pension Board, which had not been subject to review or appeal, neither by the Staff Pension Committee nor by the Standing Committee, acting on behalf of the Pension Board. UNAT held that it was not allowed to intervene in matters that had not previously been subject to internal reassessment by the Pension Fund. UNAT dismissed the appeal as not receivable.

## Decision Contested or Judgment/Order Appealed

UNJSPF Decision: The Applicant contested his suspension for allegedly violating confidentiality requirements. The Applicant filed a request for review and reconsideration asking the Pension Board to withdraw its decision. The Pension Board indicated that it would consider the request at the next session (67th) in 2020. On 23 October 2009, the Applicant filed an appeal to UNAT.

## Legal Principle(s)

When a challengeable decision is issued, as a first step, an individual must submit a request for review of that decision to the UNJSPF Staff Pension Committee. If the outcome of the review by the UNJSPF Staff Pension Committee does not satisfy the individual, as a second step, he or she can ordinarily appeal to the UNJSPF Standing Committee. It is the decision of the UNJSPF Standing Committee which is appealable to UNAT.

## Outcome

Appeal dismissed on receivability

## Outcome Extra Text

No relief ordered; No relief ordered.

## Full judgment

[Full judgment](#)

## Applicants/Appellants

Richards

## Entity

UNCTAD

## Case Number(s)

2019-1327

## Tribunal

UNAT

## Registry

New York

## Date of Judgement

27 Mar 2020

## Language of Judgment

English

## Issuance Type

Judgment

## Categories/Subcategories

Jurisdiction / receivability (UNAT)

## Applicable Law

UNAT Statute

- Article 2.9

UNJSPF Regulations

- Annex I
- Article 48
- Section K.1

## Related Judgments and Orders

2016-UNAT-654

2013-UNAT-293

2016-UNAT-699

2015-UNAT-521

2013-UNAT-349